

**UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF OKLAHOMA**

ALLIE THOMAS CHESTER,)
)
Plaintiff,)
)
v.) Case No. CIV-23-1045-G
)
RAY MINST SR. et al.,)
)
Defendants.)

ORDER

Plaintiff Allie Thomas Chester, a state inmate, filed this federal civil rights action on November 15, 2023. In accordance with 28 U.S.C. § 636(b)(1), the matter was referred to Magistrate Judge Suzanne Mitchell for preliminary review.

On February 9, 2024, Judge Mitchell issued a Report and Recommendation (Doc. No. 20), in which she recommended this action be dismissed pursuant to Federal Rule of Civil Procedure 41(b). In the Report and Recommendation, Judge Mitchell advised Plaintiff of his right to object to the Report and Recommendation by March 1, 2024. Judge Mitchell also advised that a failure to timely object would constitute a waiver of the right to appellate review of the factual findings and legal conclusions contained in the Report and Recommendation.¹

As of this date, Plaintiff has not submitted any objection to the Report and Recommendation or sought leave for additional time to do so.

¹ The Report and Recommendation was delivered to Plaintiff through U.S. Mail to his address of record and returned as undeliverable. See Doc. No. 21; LCvR 5.4. Plaintiff has not notified the Court of any address change, as required by Local Civil Rule 5.4.

CONCLUSION

Accordingly, the Report and Recommendation (Doc. No. 20) is ADOPTED in its entirety. This action is DISMISSED without prejudice. A separate judgment shall be entered.

IT IS SO ORDERED this 1st day of April, 2024.


Charles B. Goodwin
CHARLES B. GOODWIN
United States District Judge